

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

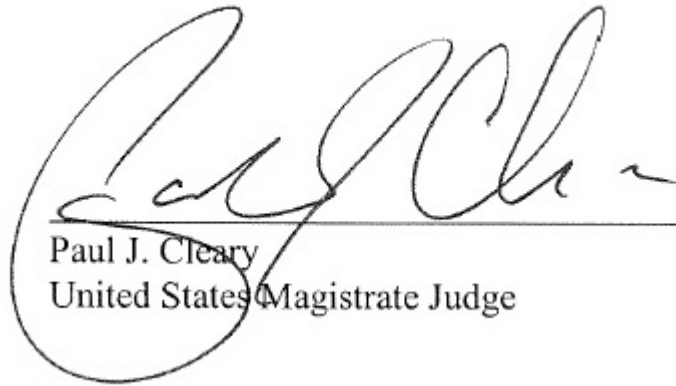
<b>FELIX CHUCULATE,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. 13-CV-531-PJC</b>
	)	
<b>CAROLYN W. COLVIN,</b>	)	
<b>Acting Commissioner of the</b>	)	
<b>Social Security Administration,</b>	)	
	)	
<b>Defendant.</b>	)	

**OPINION AND ORDER**

On February 13, 2015, this Court reversed the decision of the Commissioner and remanded this case for further administrative proceedings under sentence four of 42 U.S.C. § 405(g). (Dkt. #18 and #19). Plaintiff filed an Application for Award of Attorney Fees (Dkt. #23 and #24) requesting an award of fees in the amount of \$4,478.10 for 23.60 hours of attorney time pursuant to the Equal Access to Justice Act (“EAJA”), 28 U.S.C. § 2412. The Commissioner filed no response to Plaintiff’s Application. The Court has reviewed the pleadings and finds that Plaintiff Felix Chuculate is the prevailing party and the fees sought are reasonable.

**THEREFORE IT IS ORDERED** that Plaintiff be awarded EAJA attorney fees in the amount of \$4,478.10, in care of his counsel. If attorney fees are also awarded under 42 U.S.C. § 406(b) of the Social Security Act, Plaintiff’s counsel shall refund the smaller award to Plaintiff pursuant to *Weakley v. Bowen*, 803 F.2d 575, 580 (10th Cir. 1986).

**DATED** this 26th day of May 2015.



Paul J. Cleary  
United States Magistrate Judge